

HOUSE BILL No. 1167

DIGEST OF INTRODUCED BILL

Citations Affected: IC 6-1.1-10.3.

Synopsis: Targeted business personal property tax exemption. Provides that a county income tax council may designate a geographic territory within a county in which the 100% exemption for new business personal property tax applies. Requires the taxpayer to apply for the exemption as prescribed by the department.

Effective: July 1, 2015.

Fine

January 12, 2015, read first time and referred to Committee on Ways and Means.



First Regular Session of the 119th General Assembly (2015)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2014 Regular Session and 2014 Second Regular Technical Session of the General Assembly.

HOUSE BILL No. 1167

A BILL FOR AN ACT to amend the Indiana Code concerning taxation.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 6-1.1-10.3-5, AS ADDED BY P.L.80-2014,
2 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2015]: Sec. 5. (a) A county income tax council may adopt an
4 exemption ordinance that exempts new personal property located:
5 (1) in the county; or
6 (2) in a designated geographic territory within the county;
7 from property taxation as provided in section 6 of this chapter.
8 (b) For purposes of adopting an exemption ordinance under this
9 chapter, a county income tax council is comprised of the same
10 members as the county income tax council that is established by
11 IC 6-3.5-6-2 for the county, regardless of whether a county income tax
12 is in effect in the county and regardless of which county income tax is
13 in effect in the county. Except as provided in this chapter, the county
14 income tax council shall use the same procedures that apply under
15 IC 6-3.5-6 when acting under this chapter.



1 (c) Before adopting an exemption ordinance under this section, a
2 county income tax council must conduct a public hearing on the
3 proposed exemption ordinance. The county income tax council must
4 publish notice of the public hearing in accordance with IC 5-3-1.

5 (d) The county income tax council shall provide a certified copy of
6 an adopted exemption ordinance to the department of local government
7 finance and the county auditor.

8 SECTION 2. IC 6-1.1-10.3-8, AS ADDED BY P.L.80-2014,
9 SECTION 2, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
10 JULY 1, 2015]: Sec. 8. **If an exemption ordinance applies**
11 **throughout a county**, a taxpayer is not required to file an application
12 or a personal property tax return to qualify for an exemption under this
13 chapter. **If an exemption ordinance does not apply throughout the**
14 **county, a taxpayer is required to file an application, as prescribed**
15 **by the department, and a personal property tax return in the**
16 **county to qualify for an exemption under this chapter. A taxpayer**
17 **that qualifies for an exemption under this chapter that applies only**
18 **in a designated geographic territory is required to claim the**
19 **exemption as prescribed by the department.**

